THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF ILLINOIS

Christopher O'Rourke,

Plaintiff,

v.

Eli Lilly and Company, Lilly USA, LLC, Acrux Commercial Pty Ltd., Acrux DDS Pty Ltd.,

Defendants.

NOTICE OF VOLUNTARY DISMISSAL PURSUANT TO F.R.C.P. 41(a)(1)(A)(i)

Case No.: 1:16-cv-11085

NOTICE OF VOLUNTARY DISMISSAL WITHOUT PREJUDICE

Pursuant to F.R.C.P. 41(a)(1)(A)(i) of the Federal Rules of Civil Procedure, Plaintiff Christopher O'Rourke, hereby gives notice that the above-captioned action is voluntarily dismissed, without prejudice against the Defendants Eli Lilly and Company, Lilly USA, LLC, Acrux Commercial Pty Ltd., and Acrux DDS Pty Ltd.

Date: February 2, 2017 /s/ Daniel C. Burke

Daniel C. Burke Bernstein Liebhard LLP 10 E. 40th Street New York, NY 10016 (212) 779-1414 dburke@bernlieb.com dlee@bernlieb.com

Counsel for Plaintiff